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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Applicant David S. Miller  
Application No. 10/782,977  
Confirmation No. 2614  
Filed February 23, 2004  
For System for Tax Data Collection (as amended)  
Examiner To be assigned  
Art Unit 3627  
Attorney Docket No. 31921-192598  
Customer No. 26694

**Second Information Disclosure Statement Under 37 C.F.R. § 1.97(b)**

Mail Stop Patent Application  
Commissioner for Patents  
P.O. Box 1450  
Arlington, Va 22313-1450

Sir:

This is a Second Information Disclosure Statement submitted under 37 C.F.R. § 1.97 within the time specified under 37 C.F.R. § 1.97(b). The U.S. Patent and Trademark Office is notified of documents listed on the attached Form PTO-1449. A copy of each document is provided.

In addition, U.S. Patent No. 6,697,787, submitted herewith as document A5, is currently the subject of litigation in the U.S. District Court of Delaware, Simplification, LLC v. Block Financial Corp., Civil Action No. 04-0114 (JJF), which was filed on February 24, 2004. The Office is, of course, aware of this matter, as having been informed by the Delaware District Court, which sent a report to the Office on the date that the suit was filed.

During the litigation of U.S. Patent No. 6,697,787, the defendant alleged inequitable

conduct during prosecution of U.S. Patent No. 6,697,787 in the Answers and Counterclaims filed March 15, 2004. Moreover, in the Answers and Counterclaims, the defendant newly identified document A2 listed on the attached Form PTO-1449. A copy of the Answers and Counterclaims is submitted herewith.

Further, a Request for Ex Parte Reexamination for U.S. Patent No. 6,697,787 was filed on March 15, 2004 and assigned Reexam Control No. 90/006,969. Documents A3 and B1 listed on the attached Form PTO-1449 are newly cited in the Request for Ex Parte Reexamination. A copy of the Request for Ex Parte Reexamination is submitted herewith.

Applicant's U.S. Patent 6,202,052 submitted herewith as document A4, is currently the subject of litigation in the U.S. District Court of Delaware, Simplification, LLC v. Block Financial Corp., Civil Action No 03-335 (JJF), which was filed on April 8, 2003. Again, the Office is aware of this litigation, having been informed by the Delaware District Court, which sent a report to the Office on the date that the suit was filed.

Additionally, during litigation of U.S. Patent 6,202,052, in the Defendant's Block Financial Corporation's Answers to Plaintiff's First Set of Interrogatories, filed August 26, 2003, the defendant newly identified documents A15, C10, and C11 listed on the Form PTO-1449 attached to the Information Disclosure Statement filed February 23, 2004. A copy of the Defendant's Block Financial Corporation's Answers to Plaintiff's First Set of Interrogatories is submitted herewith.

Further, a Request for Ex Parte Reexamination for U.S. Patent 6,202,052 was filed on July 11, 2003 and assigned Reexam Control No. 90/006,713. A copy of the Request for Ex Parte Reexamination is submitted herewith.

In view of the above, no further translation or statement of relevance is required, and as all requirements of 37 C.F.R. § 1.97 and all official guidelines pertaining to Information Disclosure Statements have been complied with, it is therefore respectfully requested that the Examiner consider the documents and make them of record.

Respectfully submitted,

Date: June 2, 2004



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<b>Substitute for form 1449A/PTO</b>  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  <i>(use as many sheets as necessary)</i>		<b>Complete if Known</b>	
		Application Number	10/782,977
		Filing Date	February 23, 2004
		First Named Inventor	David S. MILLER
		Group Art Unit	3627
		Examiner Name	Not yet assigned
Sheet 1 of 2	Attorney Docket Number	31921-192598	

U.S. PATENT DOCUMENTS						
Examiner Initials	Cite No. <sup>1</sup>	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number	Kind Code <sup>2</sup> (if known)			
	A1	4,970,655		Winn	11/13/1990	
	A2	5,644,724		Cretzler	07/01/1997	
	A3	5,737,592		Nguyen	04/07/1998	
	A4	6,202,052	B1	Miller	03/13/2001	
	A5	6,697,787		Miller	02/04/2004	

FOREIGN PATENT DOCUMENTS								
Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document			Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sub>6</sub>
		Office <sup>3</sup>	Number <sup>4</sup>	Kind Code <sup>5</sup> (if known)				
	B1	US	90/05341		Winn	05/17/1990		

Examiner Signature		Date Considered	
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Unique citation designation number. <sup>2</sup> See attached Kinds of U.S. Patent Documents. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

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## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

Sheet 2 of 2

### Complete if Known

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Examiner Name	Not yet assigned
Attorney Docket Number	31921-192598

### OTHER PRIOR ART -- NON PATENT LITERATURE DOCUMENTS

Examiner Initials *	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
	C1	Filing Govt. Statements Electronically, Harper, Robert M., Jr.; Hoffman, Michael R, Journal of Accounting & EDP, v2, n2, pp 52-56, Summer 1986	
	C2	Computers and the Tax Professional. Throneberry, Mary Beth; Malley, John C.; Wallace, William D., National Public Accountant, v32, n5, pp. 20-24, May 1987	
	C3	Make April 15 less taxing—TurboTax finds deductions even accountants miss., Middleon, Timothy, Computer Life, March 1, 1995, v2, n3, pp. 159-162	
	C4	CA-Infopoint Combined Interest Reporting. Computer Associates International, Inc., DR 01/90	

Examiner  
Signature

Date  
Considered

\* EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Unique citation designation number. <sup>2</sup> Applicant is to place a check mark here if English language Translation is attached.

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